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## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

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<b>2003 Assembly Bill 334</b>	<b>Assembly Substitute Amendment 1</b>
<i>Memo published: January 20, 2004</i>	<i>Contact: Philip G. Cardis, Staff Attorney (267-0683)</i>

Under **current law**, a surety--a person who guarantees the appearance at trial of a criminal defendant and who must pay any fine imposed if the defendant does not appear--must either be a natural person who is a resident of the state or act as a surety through an automobile club, association, or insurance company.

Also, **current law** prohibits a surety from being compensated for acting as a surety.

**Assembly Substitute Amendment 1** authorizes an insurer that is licensed to do business in this state to act as a surety. The bill also specifies that the prohibition on compensation for a surety does not apply to an insurer that is licensed to do business in this state or to a person acting as a surety through an automobile club, association, or insurance company.

### Legislative History

On January 14, 2004, the Assembly Committee on Corrections and the Courts recommended for adoption Assembly Substitute Amendment 1 by a vote of Ayes, 10; Noes, 0.

The Assembly Committee on Corrections and the Courts recommended passage of the bill as amended by a vote of Ayes, 6; Noes, 4.

PGC:jal;wu